

**UNITED STATES DISTRICT COURT  
DISTRICT OF MAINE**

UNITED STATES OF AMERICA,  
Plaintiff

v.

RANDY PELLOWITZ,  
Petitioner

Criminal No. 00-89-P-C

Civil No. 02-51-P-C

**ORDER AFFIRMING THE  
RECOMMENDED DECISION OF THE MAGISTRATE JUDGE**

The United States Magistrate Judge having filed with the Court on July 18, 2003, with copies to the *pro se* Petitioner and to counsel, her Recommended Decision on 28 U.S.C. § 2255 Motion in the above-entitled matter; and the time for filing objections thereto having expired without any objections having been filed; *see* 28 U.S.C. § 636(b)(1); and this Court having reviewed and considered the Magistrate Judge's Recommended Decision, together with the entire record; and having made a *de novo* determination of all matters adjudicated by the Magistrate Judge's Recommended Decision; and this Court concurring with the recommendations of the United States Magistrate Judge for the reasons set forth in her Recommended Decision, and having determined that no further proceeding is necessary; it is **ORDERED** as follows:

- (1) The Recommended Decision of the Magistrate Judge is hereby **AFFIRMED**.
- (2) Petitioner Pellowitz's request for 28 U.S.C. § 2255 relief is hereby **DENIED**.

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GENE CARTER  
Senior United States District Judge

Dated at Portland, Maine this 4<sup>th</sup> day of September, 2003.

